IN THE UNITED STAT	ES DISTRICT COURT
FOR THE NORTHERN	I DISTRICT OF OHIO
WESTERN	DIVISION 3:21 CV 22
UNITED STATES OF AMERICA,) CASE NO.:
Plaintiff,	UDGE ZOUHARY
v.	
SHAFFER PHARMACY, INC.; THOMAS TADSEN; and WILSON BUNTON,) [PROPOSED] TEMPORARY) RESTRAINING ORDER
Defendants.) FILED TEMPORARILY UNDER SEAL

This matter comes before the Court upon Plaintiff's *Ex Parte* Motion for a Temporary Restraining Order ("*Ex Parte* Motion"). Upon consideration of the *Ex Parte* Motion pursuant to Federal Rule of Civil Procedure 65(b), 21 U.S.C. §§ 843(f) and 882(a), the Memorandum of Law in Support, the Declarations in Support, and the Complaint, the Court finds that:

- 1. The United States has demonstrated that Defendants Shaffer Pharmacy, Inc., Thomas Tadsen, and Wilson Bunton ("Defendants") violated the Controlled Substances Act ("CSA"), 21 U.S.C. §§ 829, 841(a)(1) and 842(a)(1);
- 2. The United States has also demonstrated that advance notice to Defendants will result in immediate and irreparable injury, loss, or damage, namely: (a) harm to patients and the

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community from Defendants continued dispensation of controlled substances and (b) the

destruction of evidence related to Defendants CSA violations;

3. Injunctive relief to prevent further CSA violations by Defendants and to protect the

public is authorized by 21 U.S.C. §§ 843(f) and 882(a).

4. Defendants' CSA violations will continue unless a temporary restraining order is

issued.

5.

The conditions for granting a temporary restraining order under Federal Rule of

Civil Procedure 65(b) and 21 U.S.C. §§ 843(f) and 882(a) are therefore met;

Based on the foregoing, it is therefore

ORDERED AND ADJUDGED as follows:

A. The Motion is **GRANTED** without prior notice to Defendants.

B. Defendants are temporarily restrained from distributing any and all controlled

substances as defined and identified in 21 U.S.C. §§ 802(6) and 812, and 21 C.F.R. §§ 1308.11-

1308.15.

C. All controlled substances in the possession, custody, or control of Shaffer

Pharmacy, Inc. shall be sealed immediately upon service of this Temporary Restraining Order.

This seal shall continue pending further order of this Court.

D. Defendants are temporarily restrained from altering, deleting, destroying,

mutilating, or transferring any record within its possession, custody, or control related to the

dispensation of controlled substances.

Dated: January ____, 2021

By: _____

District Court Judge